

TENNESSEE REGULATORY AUTHORITY



Pat Miller, Chairman
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December 3, 2004

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Carl Wolf Bellek, Associate General Counsel
IDT America, Corp
520 Broad Street
Newark, New Jersey 07102-3111

RE: Docket # 03-00529

Dear Mr. Bellek:

According to Tennessee Code Annotated § 65-4-201, applicants for certification as a competing local exchange carrier are required to demonstrate their managerial, financial and technical abilities to provide the services for which they seek authority. IDT America, Corp. filed an Application for a Certificate of Convenience and Necessity to provide competing local telecommunications services within the State of Tennessee on September 24, 2003. The Authority sent a data request on October 9, 2003 requesting important information not included with the application. A data response was received on November 20, 2003; however, the responses did not provide the information needed to complete review of the application. Therefore, a second data request was sent on February 10, 2004 to which IDT responded that it needed additional time to prepare the information concerning complaints. IDT has never provided the requested information notwithstanding numerous phone calls and correspondence requesting this information.

This letter will serve as notice to IDT that this matter has been placed on the Agenda for the Authority Conference on December 13, 2004 to be considered for dismissal of the IDT's application.

If you have any questions, please contact Patsy Fulton at 615-741-2904 ext. 193.

Sincerely,

Darlene Standley, Utilities Division Chief
cc: Docket File